

AMENDED IN SENATE MAY 27, 2005

AMENDED IN SENATE MAY 2, 2005

AMENDED IN SENATE MARCH 29, 2005

SENATE BILL

No. 621

Introduced by Senator Speier

February 22, 2005

An act to add Section 19829.5 to the Government Code, relating to employment relations.

LEGISLATIVE COUNSEL'S DIGEST

SB 621, as amended, Speier. Department of Personnel Administration: posting of MOUs.

Existing law requires the Department of Personnel Administration to establish and adjust salary ranges for each class of position in the state civil service subject to any merit limits contained in Article VII of the California Constitution. The department also represents the Governor and presents the state's management position in negotiations with recognized employee organizations representing state employees.

This bill would require the department to post, in a clear and conspicuous manner on the department's Web site, each memorandum of understanding that has been submitted to the Legislature for determination pursuant to the Ralph C. Dills Act *and has been ratified by the affected union membership*, in its entirety. The bill would require the Web site posting to include a declaration that the memorandum has been submitted to the office of the Legislative Analyst and the Legislature, including the date of that submission and a summary of the memorandum of understanding that is the same summary provided to the Legislature by the department.

The Legislative Analyst would have 25 working days from the date the memorandum of understanding is received to issue a fiscal analysis to the Legislature. The bill would provide that the memorandum of understanding would not be subject to legislative determination until the Legislative Analyst has presented a fiscal analysis of the memorandum to the Legislature or until 25 working days have elapsed since the memorandum was received by the Legislative Analyst.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 19829.5 is added to the Government
2 Code, to read:
3 19829.5. (a) The department shall post, in a clear and
4 conspicuous manner on the department's Web site, each
5 memorandum of understanding that has been submitted to the
6 Legislature for determination pursuant to Section 3517.5 *and that*
7 *has been ratified by the affected union membership.* The
8 memorandum of understanding of the agreement reached
9 between the Governor and the recognized employee organization
10 shall be posted on the department's Web site in its entirety, with
11 a declaration that the memorandum has been submitted to the
12 office of the Legislative Analyst and the Legislature, including
13 the date of that submission. The department shall include on its
14 Web site posting a summary of the memorandum of
15 understanding that is the same summary provided to the
16 Legislature by the department.
17 (b) Each memorandum of understanding submitted by the
18 department to the Legislative Analyst shall include the
19 department's analysis of costs and savings.
20 (c) The Legislative Analyst shall have 25 working days from
21 the date the memorandum of understanding is received to issue a
22 fiscal analysis to the Legislature. The memorandum of
23 understanding shall not be subject to legislative determination
24 until either the Legislative Analyst has presented a fiscal analysis
25 of the memorandum to the Legislature or until 25 working days

- 1 have elapsed since the memorandum was received by the
- 2 Legislative Analyst.

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